IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 21ST JUNE 2007 / 31ST JYAISHTA 1929

Bail Appl..No. 3772 of 2007()

(CRIME NO. 139/2007 of KURATHIKKAD POLICE STATION)

PETITIONER: ACCUSED NO.14:

SREEDHARAN PILLAI, S/O.SANKARA PILLAI,
AGED 59, PADMA VIHAR, PALLICKAL NADUVILA MURI,
BHARANICAVU VILLAGE.

BY ADV. SRI.P.S.SREEDHARAN PILLAI

RESPONDENTS: COMPLAINANT/STATE:

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI. S.U. NAZER, PUBLIC PROSECUTOR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.3772 of 2007

Dated this the 21st day of June, 2007

ORDER

Application for regular bail. The alleged incident occurred on 03.06.2007. The accused faces allegations, inter alia, under Section 307 I.P.C and Section 27 of the Arms Act. The petitioner is accused No.14. He was arrested on 04.06.2007. He continues in custody from that date. The petitioner has not moved the Sessions Court. He has come to this Court directly claiming regular bail.

2. The learned Public Prosecutor submits that release of the petitioner may have deleterious impact on the law and order situation in the locality. It is, in these circumstances, that the learned Public Prosecutor opposes the bail application. Investigation is not complete. Some of the co-accused remain to be arrested. If this Court were inclined to grant bail, the same may be only subject to strict and appropriate conditions which will facilitate an early and efficient investigation.

3. Having considered all the relevant inputs, I am persuaded to direct grant of bail to the petitioner, subject, of course, to appropriate conditions, which shall ensure the interests of the prosecution and allay the apprehensions arrayed by the learned Public Prosecutor .

4. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 30.06.2007. The Investigators shall in the meantime make every endeavour to complete the investigation;

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays until further orders;

iv) The petitioner shall not enter the Sessions divisions of Alappuzha until further orders except to comply with condition No.(iii) above.

(R.BASANT, JUDGE)

rtr/-